

Practitioner's Docket No. Awad.A-09

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Adam Awad

Application No.: 10/640,606

Group No.: 3751

Filed: 08/12/03

Examiner: Not Assigned

For: STATIONARY FLUID REPLACEMENT SYSTEM AND METHODS OF USE

Box 16

Commissioner for Patents and Trademarks

Washington, D.C. 20231

ATTENTION: Refund Section, Accounting Division, Office of Finance

## REQUEST FOR REFUND

(37 C.F.R. § 1.28(a))

## I. SUBMISSION OF SMALL ENTITY STATEMENT

A statement claiming small entity status was filed in this application on August 12, 2002.

## II. REFUND REQUEST

This request for refund is made within two months of the date a fee was paid in this application on January 20, 2004, in the amount of \$ 65.

## III. FEES PAID FOR WHICH REFUND REQUESTED AMOUNT OF REFUND REQUESTED

Surcharge for filing the oath or  
declaration on a date later than the  
filing date of the application  
(37 CFR 1.16(e))

\$65.00

TOTAL REFUND REQUESTED **\$65.00**

## IV. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

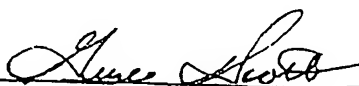
Declaration and Power of Attorney was filed with patent application on August 12, 2003 in compliance with 37 CFR 1.63 identifying the declaration was being filed with attached application and a copy of the Transmittal Letter (Request for Continuation-In-Part) and return receipt postcard showing that a declaration was attached to this application is enclosed.

## V. MANNER OF REFUND

Please make refund by crediting credit card as shown on the attached credit card information authorization form PTO-2038.

Date: January 22, 2004

Reg. No.: 37930  
Tel. No.: 1-714-668-1900  
Customer No.: 22197

  
\_\_\_\_\_  
Signature of Practitioner

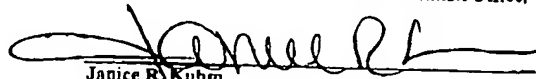
Gene Scott/ Patent Law & Venture Group  
3140 Red Hill Avenue, Suite 150  
Costa Mesa, CA 92626-3440

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

I hereby certify that, on the date shown below, this correspondence is being facsimile transmitted to the Patent and Trademark Office,  
(703) 308-5077 2

Date: January 22, 2004

  
\_\_\_\_\_  
Janice R. Kuhn



**Fax Sender at 714 668 0583**

12/5/2003 7:29:59 PM [Eastern Standard Time]  
6 (including cover page)

6 (including cover page)

Received  
Cover  
Page

IAA/03/01 FBI 17-03 FAX 744 000 0393	<b>PATENT LAW &amp; VENTURE</b>	(x00)
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PTD-BAG: 100-87  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
Application Number: 106640 606

TRANSMITTAL FORM	
Use for transmittal of documents under Act of March 3, 1879, as amended (not approved for release to a recipient of information from a foreign source or person who provided information).	
First Name(s) Initial(s)	August 12, 2003
Last Name	Adrian Award
Examiner Name	3751
Address/Contact Information	Not Assigned
Total Number of Pages in This Submission	Award App

**ENCLOSURES** (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment(s) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/Declaration(s)  <input type="checkbox"/> Extension of Time Period(s) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Part/Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or US	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Unaccompanied Figures <input type="checkbox"/> Position <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Authorization <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Reason for Refusal <input type="checkbox"/> EQ Number of CD(s) <input type="checkbox"/> Remarks: Applicant please find a copy of the Transmittal Sheet (Request for Confidentiality Infringement) for this application, a copy of the Declaration filed with the application on August 12, 2003 in compliance with 37 CFR 1.67 identifying that the declaration was being filed upon accepted application and a copy of the return receipt postcard showing that a declaration was attached to this application. We respectfully request that the Notice of Adjudication be returned to this applicant.	<input type="checkbox"/> After Absence Communication to Group <input type="checkbox"/> ADAM Consideration to Grant of Approval and Interference <input type="checkbox"/> Appeal Communication to Group (Include Fee(s), Date, Party Name) <input type="checkbox"/> Receipt Issued Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Development (Please Identify below):
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Name	Gene Scott; Patent Law & Venture Group
Signature	<i>[Handwritten Signature]</i>
Date	December 5, 2003

**CERTIFICATE OF TRANSMISSION/MARKING**

I hereby certify that this correspondence is being delivered transmittal to the USPTO as requested with the United States Postal Service via first class mail so that claims may be made available for examination by the Commissioner for Patents, P.O. Box 1400, Alexandria, VA 22304-1400 on 7/23/03 at 10:00 AM.

703-746-1060

Typed or printed name	Janice R. Kuhn
Signature	<i>[Handwritten Signature]</i>
Date	12/05/2003

This certificate of transmission is required by 37 CFR 1.6. The information is required in order to make it known by the public, which is the goal of the USPTO in providing protection to the inventor. The information is required to be submitted to the USPTO in order to make it known by the public, which is the goal of the USPTO in providing protection to the inventor. The information is required to be submitted to the USPTO in order to make it known by the public, which is the goal of the USPTO in providing protection to the inventor.

If you need assistance in completing this form, call 1-800-PTO-TWO and select option 2.

PAGE 001 RCVD AT 12/05/2003 7:29:58 PM [E] Stern Standard Time [S] SVRUSPTO-EFPC 302 / 046374/439 / CSD11168 ESO / DURATION 077-45102-40

PTO/SB/21 (08-03)

Approved for use through 07/31/2008. OMB 0851-0031  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE


Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/640,606	
	Filing Date	August 12, 2003	
	First Named Inventor	Adam Awad	
	Art Unit	3751	
	Examiner Name	Not Assigned	
Total Number of Pages in This Submission	6	Attorney Docket Number	Awad.A-09

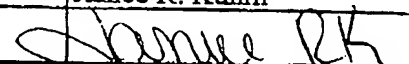
## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Attached please find a copy of the Transmittal Sheet (Request for Continuation-In-Part) for this application, a copy of the Declaration filed with the application on August 12, 2003 in compliance with 37 CFR 1.63 identifying that the declaration was being filed with attached application and a copy of the return receipt postcard showing that a declaration was attached to this application. We respectfully request that the Notice of Missing Parts be rescinding.		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Gene Scott; Patent Law & Venture Group
Signature	
Date	December 5, 2003

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Washington, DC 20231 on this date: 703-746-4060			
Typed or printed name	Janice R. Kuhm		
Signature		Date	12/05/2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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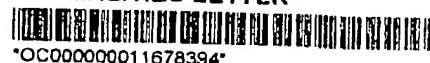
APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/640,606	08/12/2003	Adam Awad	Awad.A-09

022197

GENE SCOTT; PATENT LAW & VENTURE GROUP  
3140 RED HILL AVENUE  
SUITE 150  
COSTA MESA, CA 92626-3440

CONFIRMATION NO. 8712

## FORMALITIES LETTER



\*OC000000011678394\*

Date Mailed: 01/13/2004

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

## Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 12/05/2003 to the Notice to File Missing Parts (Notice) mailed 11/12/2003 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain **EXTENSIONS OF TIME** under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent **ABANDONMENT** of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- Late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 was not received.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

8136  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number: 10/640,606  
Filing Date: 08/12/2003  
Applicant: Adam Awad  
Application Title: STATIONARY FLUID REPLACEMENT SYSTEM AND  
METHODS OF USE  
Examiner/ AU: Not Assigned/ 3751  
Docket Number: Awad.A-09

## PETITION FOR EXTENSION OF TIME (Rules 136a and 17a-d)

Outstanding Notice to File Missing Parts mailed: 11/12/2003

Original period for response expired on: 01/12/2004

Request for extension of one (1) months to: 02/12/2004

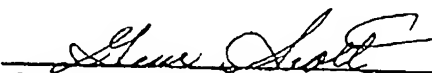
Small entity petition fee of \$ 55 is enclosed.

Mail Stop: Petitions  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In the above application, applicant respectfully petitions that the period for response to the outstanding Office Action indicated above be extended as indicated above. A response to such Office Action and the above Petition Fee (Small Entity) are enclosed herewith.

Very respectfully,

  
Gene Scott, 37,930 Agent of record

Please direct all communications to Mr. Gene Scott, Patent Law & Venture Group, 3140 Red Hill Avenue, Suite 150, Costa Mesa, CA 92626. Phone: (714) 668-1900, Fax: (714) 668-0583.